

HOUSE No. 2263

By Mr. Tobin of Quincy, petition of A. Stephen Tobin relative to the issuance of hardship motor vehicle licenses. Transportation.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO HARDSHIP MOTOR VEHICLE LICENSES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 24 of chapter 90 of the General Laws, as
2 appearing in the 2002 Official Edition, is hereby amended by
3 striking out, in lines 361 to 370, inclusive, lines 389 to 399, inclu-
4 sive, lines 416 to 425, inclusive, the words “and the registrar may,
5 in his discretion, issue such license under such terms and condi-
6 tions as he deems appropriate and necessary; and provided, fur-
7 ther, that such person may, after the expiration of one year from
8 the date of conviction, apply for and shall be granted a hearing
9 before the registrar for the purpose of requesting the issuance of a
10 new license on a limited basis on the grounds of hardship and a
11 showing by the person that the causes of the present and past vio-
12 lations have been dealt with or brought under control and the reg-
13 istrar may, in his discretion, issue such a license under such terms
14 and conditions as he deems appropriate and necessary” and
15 inserting in place thereof the following words:— or if such person
16 is on probation and is in compliance with the terms and conditions
17 of probation, or if such person has successfully completed proba-
18 tion and has not been convicted or found responsible of any civil
19 or criminal motor vehicle violations since the date of the under-
20 lying conviction which caused said license to be suspended, and
21 said person agrees to have an ignition interlock device installed in
22 their motor vehicle at their own expense which shall prevent the
23 motor vehicle from starting if said persons breath alcohol level is
24 greater than .02, said registrar shall issue such license; and pro-
25 vided, further, that such person may, after the expiration of one

26 year from the date of conviction, apply for and shall be granted a
27 hearing before the registrar for the purpose of requesting the
28 issuance of a new license on a limited basis on the grounds of
29 hardship and a showing by the person that the causes of the pre-
30 sent and past violations have been dealt with or brought under
31 control by meeting the above requirements, then the registrar shall
32 issue such a license.

1 SECTION 2. Said section 24 of said chapter 90, as so
2 appearing, is hereby further amended by striking out subparagraph
3 (3¾).